

1 J Christopher Jorgensen
2 Nevada Bar No. 5382
3 Dale Kotchka-Alanes
4 Nevada Bar No. 13168
5 LEWIS ROCA ROTHGERBER CHRISTIE LLP
6 3993 Howard Hughes Pkwy., Ste. 600
7 Las Vegas, NV 89169
8 Telephone: (702) 949-8200
9 E-mail: cjorgensen@lrrc.com
E-mail: mkotchkaalanes@lrrc.com

10 Michael K. Brown (*Admitted Pro Hac Vice*)
11 REED SMITH LLP
12 355 South Grand Avenue, Suite 2900
13 Los Angeles, CA 90071-1514
14 Telephone: (213)457-8000
15 E-mail: mkbrown@reedsmit.com

16 *Attorneys for Defendant Medtronic, Inc.,
17 Medtronic Sofamor Danek USA, Inc., and
18 Medtronic Vertelink, Inc.*

19 **UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

20 BRETT SCOVIL,

21 Plaintiff,

22 vs.

23 MEDTRONIC, INC., MEDTRONIC
24 SOFAMOR DANEK USA, INC., and
25 MEDTRONIC VERTELINK, INC..

Defendants.

Case No. 2:14-cv-00213-APG-VCF

**JOINT STATUS REPORT AND
STIPULATION TO FURTHER
STAY PROCEEDINGS; [PROPOSED]
ORDER**

Assigned to Honorable Andrew P. Gordon
Referred to Mag. Judge Cam Ferenbach

Compl. Filed: October 15, 2013
Am. Compl. Filed: April 2, 2014

26 Pursuant to the Court's March 10, 2017 Order, Plaintiff Brett Scovil and Defendants
27 Medtronic, Inc., Medtronic Sofamor Danek USA, Inc., and Medtronic Verterlink, Inc.
28 (collectively, "Medtronic") submit the following joint status report and stipulation to further
stay proceedings.

26 The parties reached a confidential settlement of this case, and all deadlines in this
27 action were stayed to permit the parties to engage in settlement discussions.

26 Since filing the last stipulation to stay the proceedings, Plaintiff and the other
27 claimants involved in this global settlement have continued to work diligently with
28 Medtronic and the settlement administrator to advance the progress of the settlement. The

1 only remaining obstacle to the dismissal of this action and a settlement payment being made
2 to Plaintiff is Plaintiff's final resolution of a lien claim by health insurer, Humana
3 Inc. Plaintiff anticipates that Humana's lien claim will be able to be resolved within 30-60
4 days.

5 Based on the substantial progress that has been made in this settlement process, no
6 purpose will be served by lifting the stay where the parties expect that settlement will be
7 completed. Accordingly, in order to conserve the resources of the Court and the parties, and
8 to allow the time needed to finalize the settlement, the parties respectfully request that the
9 Court stay this action for three months from the entry of the Court's Order. Should the
10 parties finalize a settlement prior to that time, the parties will promptly notify the court by
11 voluntarily dismissing the action with prejudice.

12 Should this action not be dismissed by that time, the parties shall submit a status
13 report and request for continued stay on or before the expiration of the stay.

14 DATED this 8th day of June, 2017.

15 **HAMILTON LAW LLC**

16
17 By /s/ *Ryan A. Hamilton*
Ryan A. Hamilton

18 *Attorneys for Plaintiff*

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21 IT IS HEREBY ORDERED that a
22 status hearing is scheduled for
23 1:00 PM, September 18, 2017, in
courtroom 3D.

**LEWIS ROCA
ROTHGERBER CHRISTIE LLP**

By /s/ *J Christopher Jorgensen*
J Christopher Jorgensen

REED SMITH LLP

By /s/ Michael K. Brown
Michael K. Brown
(Admitted Pro Hac Vice)

Attorneys for Defendants Medtronic, Inc.,
Medtronic Sofamor Danek USA, Inc., and
Medtronic Vertelink, Inc.

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25 **ORDER**

26 IT IS SO ORDERED.
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